IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE
WRIT PETITION NO. 3464 OF 2007

Giridhardas Devi Trust & Another .... PETIIONERS
V/S.
Shri.Sanjay Tukaram Pawar & Another .... RESPONDENTS

Mr. S.S. Shah for the petitioner

CORAM : A.P.DESHPANDE, J.
DATE : 8TH JUNE, 2007.

P.C. :-

1. The order passed by the School Tribunal condoning delay in filing of the appeal is challenged by filing this Writ Petition. The respondent no. 1 was working as a peon who came to be terminated from service. He made repeated representation before the Education Officer and the Educational Officer did not respond to the same. On a wrong advice the petitioner directly file a Writ Petition in the High Court when a statutory remedy was available in the form of an Appeal before School Tribunal. This court dismissed the petition on the ground that there is an alternative remedy available and also permitted the respondent no.1 to prefer the Appeal within the period stated by the High Court. Taking pragmatic view of the matter the Tribunal has condoned the delay. I have perused the order, it does not suffer from any illegality what so ever. Hence, the Writ Petition is dismissed.

A.P.DESHPANDE J.